

FROM :DRPNA

FAX NO. :858 724 0384

Oct. 01 2003 10:29AM P1

David R. Preston, Ph.D, J.D.
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6
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TO: COMMISSIONER FOR PATENTS
Box: AFTER ALLOWANCE
UNITED STATES PATENT AND TRADEMARK OFFICE
FAX: 703-872-9306
FROM: DAVID R. PRESTON
PHONE: 858-724-0375 x102
DATE: SEPT. 30, 2003, Oct 1, 2003
PAGES: 13 INCLUDING COVER

RE: APPLICATION No. 09/648,081

Dear Sir:

Please enter the attached amendment after allowance for USSN 09/648,087.

Sincerely,



David R. Preston
Reg. No. 38,710 Oct 1, 2003

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OCT 01 2003

David R. Preston & Associates, A.P.C.
DRPNA[®]
www.drpna.com
phone: 858.724.0375
facsimile: 858.724.0384

FROM :DRPNA

FAX NO. :858 724 0384

Oct. 01 2003 10:29AM P2

PTO/SB/21 (08-03)

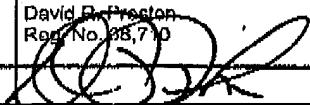
Approved for use through 08/30/2003. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	09/648,081
		Filing Date	August 26, 2000
		First Named Inventor	WANG, Guoqing
		Art Unit	1634
		Examiner Name	LU, Frank Wei-Min
Total Number of Pages In This Submission	8	Attorney Docket Number	ART-00101.P.1

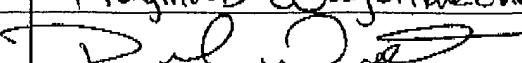
ENCLOSURES (Check all that apply)			
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ Remarks 1. Signed declaration; 2. Return Postcard	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):	OFFICIAL OCT 1 2003 CENTRAL FAX CENTER

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	David B. Preston Reg. No. 28,710
Signature	
Date	Oct 30, 2003

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Raymond Wagenknecht	
Signature		Date
	Oct 1, 2003	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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FAX NO. :858 724 0384

Oct. 01 2003 10:29AM P3

PTO/SB/21 (08-03)

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TRANSMITTAL
FORM

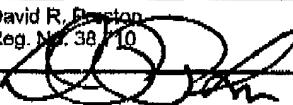
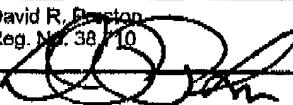
(to be used for all correspondence after initial filing)

		Application Number	09/648,081
		Filing Date	August 25, 2000
		First Named Inventor	WANG, Guoqing
		Art Unit	1634
		Examiner Name	LU, Frank Wei-Min
Total Number of Pages in This Submission	8	Attorney Docket Number	ART-00101.P.1

ENCLOSURES (Check all that apply)

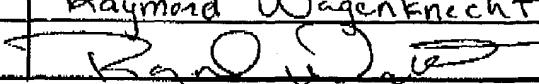
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ Remarks 1. Signed declaration; 2. Return Postcard	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	David R. Preston Reg. No. 38,110 
Signature	
Date	Sept 30, 2003

CERTIFICATE OF TRANSMISSION/MAILING

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Typed or printed name	Raymond Wagenknecht
Signature	
	Date Oct 1, 2003

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PTO/SB/17 (01-03)

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FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$0.00)

Complete If Known

Application Number	09/648,081
Filing Date	August 25, 2000
First Named Inventor	WANG, Guoqing
Examiner Name	LU, Frank Wei-Min
Art Unit	1634
Attorney Docket No.	ART-00101.P.1

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None

Deposit Account:

Deposit Account Number
501321

David R Preston

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments

Charge any additional fee(s) during the pendency of this application

Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	
1255 1,970	2255 985	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2502 235	Design issue fee	
1503 630	2503 315	Plant issue fee	
1480 130	1480 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.129(b))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$0.00)

**or number previously paid, if greater; For Reissues, see above

SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	David R Preston	Registration No. (Attorney/Agent)	38,710	Telephone 858-724-0375
Signature		Date	10/01/2003	

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PTO/SB/17 (01-03)

Approved for use through 04/30/2003. OMB 0651-0032
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Effective 01/01/2003. Patent fees are subject to annual revision.

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TOTAL AMOUNT OF PAYMENT (\$0.00)

Complete If Known	
Application Number	09/648,081
Filing Date	August 25, 2000
First Named Inventor	WANG, Guoqing
Examiner Name	LU, Frank Wei-Min
Art Unit	1634
Attorney Docket No.	ART-00101.P.1*

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None

 Deposit Account:
Deposit Account Number
501321Deposit Account Name
David R Preston

The Commissioner is authorized to: (check all that apply)

 Charge fee(s) indicated below Credit any overpayments

 Charge any additional fee(s) during the pendency of this application

 Charge fee(s) indicated below, except for the filing fee, to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375	Utility filing fee			
1002 330	2002 165	Design filing fee			
1003 520	2003 260	Plant filing fee			
1004 750	2004 375	Reissue filing fee			
1005 180	2005 80	Provisional filing fee			
SUBTOTAL (1)		(\$0.00)			

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
			-20** =	X	=
			-3** =	X	=

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1202 18	2202 9	Claims in excess of 20			
1201 84	2201 42	Independent claims in excess of 3			
1203 280	2203 140	Multiple dependent claim, if not paid			
1204 84	2204 42	** Reissue independent claims over original patent			
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent			
SUBTOTAL (2)		(\$0.00)			

**or number previously paid, if greater. For Reissues, see above

3. ADDITIONAL FEES

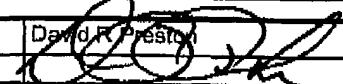
Large Entity Small Entity

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1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$0.00)

SUBMITTED BY		(Complete if applicable)		
Name / Privy Type	David R Preston	Registration No.	38,710	Telephone 858-724-0375
Signature				Date 10/30/2003

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Patent
Docket Number: ART-00101.P.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
WANG et al.
Application No.: 09/648,081
Filed: August 25, 2000
For: METHODS AND COMPOSITIONS
FOR IDENTIFYING NUCLEIC
ACID MOLECULES USING
NUCLEOLYTIC ACTIVITIES AND
HYBRIDIZATION

Examiner: LU, Frank Wei Min
Art Unit: 1634

Commissioner for Patents
Alexandria, VA 22313

Sir:

AMENDMENT TO APPLICATION UNDER 37 C.F.R. §1.312(a)

Applicants respectfully request entry of the present amendment to the specification under 37 C.F.R. §1.312(a). Applicants are providing the present amendment after the mailing of the notice of allowance and before payment of the issue fee. The amendment relates to Applicants not claiming benefit of priority to a patent application filed in China which was referred to in the Application and Declaration as filed.

Amendments to the Specification

Please delete paragraph one, page one, which starts with "The present application claims benefit of priority to patent application..." and ends with "...docket number I2000712cb which is incorporated by reference herein in its entirety."